



JCO3 Rec'd PCT/PTO 1 2 SEP 2005

Dkt. #1056-PCT-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : PIRASTU, et al.

U.S. Serial No. : 10/531,637, corresponding to
International Application No.
PCT/IT2003/000627, filed October 14,
2003, which claims priority of I.T.
Serial No. RM2002A000525, filed October
15, 2002

Filed : April 15, 2005

For : DIAGNOSTIC AND THERAPEUTIC MEANS FOR
KIDNEY STONE RELATED PATHOLOGIES

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

September 8, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

**COMMUNICATION IN RESPONSE TO AUGUST 25, 2005 NOTIFICATION OF
MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED
STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

This Communication is being submitted in response to the August 25, 2005 Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) hereinafter referred to as "Notice" issued by the United States Patent and Trademark Office (USPTO) in connection with the above-identified application. A copy of the Notice is attached hereto as **Exhibit A** (2 pages). A response to the Notice is due on October 25, 2005 or Thirty Two Months from the Priority Date of the above-identified application i.e. June 15, 2005, whichever is later. Accordingly, this Communication is being timely filed.

Applicant(s) : PIRASTU, et al.
U.S. Serial No. : 10/531,637
Filed : April 15, 2005
Page : 2

Oath or Declaration

In compliance with 37 CFR 1.497 (a) and (b), a copy of the original executed Declaration & Power of Attorney is attached hereto as **Exhibit B** (3 pages). In compliance with 37 CFR 1.27, Applicants hereby enclose a check in the amount of SIXTY FIVE DOLLARS (\$65.00) to cover the above-mentioned surcharge.

If a telephone interview would be of assistance in advancing the prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the SIXTY FIVE DOLLARS (\$65.00) is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891. Conversely, authorization is also hereby given to credit the amount of any overpayment to Deposit Account No. 50-1891.

I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Albert Wai-Kit Chan 9/8/05
Albert Wai-Kit Chan Date
Reg. No. 36,479

Respectfully submitted,

Albert Wai-Kit Chan

Albert Wai-Kit Chan
Registration No. 36,479
Attorney for Applicants
Law Offices of
Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357
Tel: (718) 799-1000
Fax: (718) 357-8615
Email: chank@kitchanlaw.com



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/531,637	Mario Pirastu	1056-PCT-US

INTERNATIONAL APPLICATION NO.
PCT/IT03/00627

I.A. FILING DATE	PRIORITY DATE
10/14/2003	10/15/2002

Albert Wai-kit Chan
 World Plaza Suite 604
 141-07 20th Avenue
 Whitestone, NY 11357

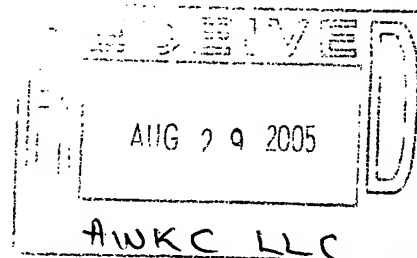
CONFIRMATION NO. 4802
 371 FORMALITIES LETTER
 OC000000016871302
 OC000000016871302

Date Mailed: 08/25/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/15/2005
- Copy of the International Search Report filed on 04/15/2005
- Copy of IPE Report filed on 04/15/2005
- Preliminary Amendments filed on 04/15/2005
- Information Disclosure Statements filed on 04/15/2005
- Biochemical Sequence Diskette filed on 04/15/2005
- Biochemical Sequence Listing filed on 04/15/2005
- Small Entity Statement filed on 04/15/2005
- U.S. Basic National Fees filed on 04/15/2005
- Priority Documents filed on 04/15/2005



The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

• \$65 Surchage.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/531,637	PCT/IT03/00627	1056-PCT-US

FORM PCT/DO/EO/905 (371 Formalities Notice)